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TO:	Examiner Eric F. Winakur
USPTO FACSIMILE NO.:	(571) 273-8300
USPTO REFERENCE:	Applicant: Mohamed K. Diab et al.
	Serial No.: 10/677,050
	Filed: September 30, 2003
	Title: SIGNAL PROCESSING APPARATUS
ATTORNEY:	John M. Grover
PHONE NO.:	(949) 721-2946
ATTORNEY DOCKET NO.:	MASIMO.7CP1C10
TOTAL PAGES:	11 (INCLUDING COVER SHEET)
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DATE:	September 13, 2006

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MESSAGE: ***Attached for filing in the above-referenced application are:***

- ■ TRANSMITTAL LETTER IN 1 PAGE
- ■ PRELIMINARY AMENDMENT IN 9 PAGES

2925875
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PAGE 42/70 * RCVD AT 9/13/2006 8:56:54 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-2/8 * DNIS:2738300 * CSID:9497609502 * DURATION (mm-ss):17-30

Docket No.: MASIMO.7CP1C10

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AMENDMENT / RESPONSE TRANSMITTAL

Appl. No.	:	10/677,050
Applicants	:	Mohamed K. Diab et al
Filed	:	September 30, 2003
TC/A.U.	:	3768
Examiner	:	Eric F. Winakur
Title	:	SIGNAL PROCESSING APPARATUS
Docket No.	:	MASIMO.7CP1C10
Customer No.	:	20,995

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Mail Stop Amendment
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Sir:

Transmitted herewith for filing in the above-identified application is the following enclosure:

(X) Preliminary Amendment in 9 pages.

The fee has been calculated as shown below:

FEE CALCULATION				
FEE TYPE		FEE CODE	CALCULATION	TOTAL
Excess Claims	43 - 46 = 0	1202 ($50)	0 x 50 =	$0
Excess Independent	4 - 5 = 0	1201 ($200)	0 x 200 =	$0
Multiple Claim	*1.16(j)*	1203 ($360)		$0
			TOTAL FEE DUE	$0

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John M. Grover
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Attorney of Record
Customer No. 20,995
(949) 760-0404

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PRELIMINARY AMENDMENT

Sir:

Preliminary to the examination, please amend the above-identified application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Summary of Interview begins on page 8 of this paper.

Remarks begin on page 9 of this paper.